22nd September 1958] [Sri M. A. Manickavelu]

April 1958 (kist period of Ramanathapuram District); coercive processes would have been taken by the Revenue staff only in cases where the ryots had defaulted in paying the land revenue and loan instalments during the kist season. The plea that the cultivation is now on cannot be held to be valid because, as pointed out above, the ryots had time to sell their produce during the previous harvest and pay the dues.

Under the existing rules, agricultural implements and one pair of bulls should not be attached. The Government have already advised the Collectors to exercise their discretion in the matter of recovery of Government dues by coercive processes. There is no need to issue any further instructions in this matter.

IV.—GOVERNMENT MOTION *RE.*

AMENDMENT TO RULES ISSUED UNDER SECTION 40 (1) OF THE MADRAS ESTATES (ABOLITION AND CONVERSION INTO RYOTWARI) ACT, 1948.

* THE HON. SRI M. A. MANICKAVELU : Sir, I move—

That the following draft amendment to the rules published with Revenue Department Notification, dated 21st December 1949, at pages 397-398 of the Rules Supplement to Part I of the *Fort St. George Gazette*, dated the 27th December 1949, as subsequently amended which it is proposed to make in exercise of the powers conferred by section 40 (1) of the Madras Estates (Abolition and Conversion into Ryotwari) Act, 1948 (Madras Act XXVI of 1948), be approved :—

Draft amendment

To rule 3 of the said rules, the following further proviso shall be added at the end, namely :—

Provided also that in the case of estates now situated in the areas to be transferred to the Andhra Pradesh State, in pursuance of the award made by Sri Pataskar, the compensation payable shall be deferred until a law made by Parliament providing for the transfer of such areas takes effect.'

The amendment hereby made shall be deemed to have come into force from the 1st June 1958.

Sir, rule 3 of the rules framed under section 40 (1) of the Madras Estates (Abolition and Conversion into Ryotwari) Act, 1948, lays down the compensation in respect of an estate where it is payable in one lump sum, and the first instalment of the compensation where it is payable in instalments, shall be paid not later than nine months from the date on which the settlement

operations in respect of the estate are completed or where the date is earlier than the date of expiry of the three fasli years referred to in section 30 of the Act or section 34 thereof, as the case may be, not later than nine months from the latter date. The Government of Andhra Pradesh have amended the similar rule in force in their State so as to provide for the deferring of the deposit of the compensation in the case of estates which will be transferred to this State under the award of Sri Pataskar, until a law made by Parliament providing for the transfer takes effect.

The question whether a similar amendment should be made to our rules has been examined by the Government. The Director of Settlements, Madras, has already deposited a sum of Rs. 1·18 lakhs in respect of Kachinad Samasthanam. Half of this sum relates to villages which will go to the Andhra Pradesh State under the award of Sri Pataskar. The Government consider that we need not be more generous than the Andhra Pradesh Government in this matter and that therefore our rules may also be amended on the lines of the amendment made by the Andhra Pradesh Government. It is accordingly proposed to amend rule 3 of the rules framed under section 40 (1) of the Estates Abolition Act, on the lines of the Andhra Pradesh amendment with retrospective effect from 1st June 1958 so as to enable the amount already deposited to be withdrawn.

MR. SPEAKER : The question is—

That the following draft amendment to the rules published with Revenue Department Notification, dated 21st December 1949, at pages 397-398 of the Rules Supplement to Part I of the *Fort St. George Gazette*, dated the 27th December 1949, as subsequently amended which it is proposed to make in exercise of the powers conferred by section 40 (1) of the Madras Estates (Abolition and Conversion into Ryotwari) Act, 1948 (Madras Act XXVI of 1948), be approved :—

Draft amendment.

To rule 3 of the said rules, the following further proviso shall be added at the end, namely :—

Provided also that in the case of estates now situated in the areas to be transferred to the Andhra Pradesh State, in pursuance of the award made by Sri Pataskar, the compensation payable shall be deferred until a law made by Parliament providing for the transfer of such areas takes effect.'

The amendment hereby made shall be deemed to have come into force from the 1st June 1958.

The motion was put and carried.